

**Effective 5/10/2016**

**11-8-4 Sewer lateral disclosure required.**

(1) As used in this section:

- (a) "Public owner" means the same as that term is defined in Section 11-8-1.
- (b) "Sanitary sewer service" means service provided by a public owner's sanitary sewer facilities.
- (c) "Sewer lateral" means a pipe that connects a property to a public owner's sanitary sewer main line.

(2)

- (a) Each calendar year, a public owner shall, in accordance with Subsection (2)(b), distribute a disclosure that:
  - (i) includes the definition of a sewer lateral; and
  - (ii) states whether the record owner of the property or the public owner is responsible for repair and replacement of the sewer lateral that serves a property.
- (b) A public owner may distribute the disclosure described in Subsection (2)(a) by:
  - (i) once each calendar year conspicuously placing the disclosure:
    - (A) on each bill for sanitary sewer service in a particular billing cycle; or
    - (B) in a newsletter that is circulated within the boundaries of the area served by the public owner;
  - (ii) conspicuously placing the disclosure on the public owner's website;
  - (iii) including the disclosure in a broad based social media campaign; or
  - (iv) any other means reasonably calculated to make the disclosure available to individuals served by the public owner.
- (c) A public owner's failure to comply with a provision of this Subsection (2) does not result in any liability for the public owner based on the public owner's failure to comply.

Enacted by Chapter 283, 2016 General Session